



SYNOPSIS

Senate Bills and Joint Resolutions 2014 Maryland General Assembly Session

**January 24, 2014
Schedule 13**

PLEASE NOTE: January 31 – Bill introduction deadline.
All bills should be given to the Secretary of the Senate's office by 5:00 P.M. on Monday, February 3.
As required by Senate Rule 32(b), bills introduced after this date will be referred to the Senate Rules Committee.

SENATE BILLS INTRODUCED January 24, 2014

SB 412 **Senator Dyson**

**HEALTH OCCUPATIONS – LICENSED DENTISTS WHO PREPARE
AND DISPENSE ANTIBIOTICS – EXCLUSION FROM MARYLAND
PHARMACY ACT**

Providing that the Maryland Pharmacy Act does not prohibit, under specified circumstances, a licensed dentist from personally preparing and dispensing a full course of treatment of antibiotics to a patient for infection control.

EFFECTIVE OCTOBER 1, 2014

HO, § 12-102(h) - added and § 12-102(h), (i), and (j) - amended

Assigned to: Education, Health, and Environmental Affairs

Department of Legislative Services

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SB 413 Senator Dyson**HEALTH OCCUPATIONS – DENTISTS WITH PERMITS TO PREPARE AND DISPENSE DENTAL PRODUCTS – EXCLUSION FROM MARYLAND PHARMACY ACT**

Providing that the Maryland Pharmacy Act does not apply, under specified circumstances, to a licensed dentist who obtains a specified permit from the State Board of Dental Examiners and who personally prepares and dispenses specified products or rinses; and providing that specified provisions of law do not apply to a licensed dentist who obtains a specified permit under a specified provision of the Act; etc.

EFFECTIVE OCTOBER 1, 2014

HO, § 12-102(h) - added and §§ 12-102(h), (i), and (j), 12-102.1, 12-102.2, and 12-403 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 414 Senator Kelley, et al**GENERAL ASSEMBLY – LEGISLATIVE REDISTRICTING – PLANS TO BE INTRODUCED AS A BILL**

Requiring the Governor to prepare and have introduced into the General Assembly a bill, rather than a joint resolution, for the legislative redistricting plan for the General Assembly after each decennial census; authorizing any member of the General Assembly to introduce a bill presenting a legislative redistricting plan after each decennial census; requiring specified standing committees to hold hearings on the redistricting bills; etc.

CONSTITUTIONAL AMENDMENT – CONTINGENT

Maryland Constitution, Art. III, § 5 - amended

Assigned to: Senate Rules

SB 415 Senator Klausmeier, et al**MORTICIANS AND FUNERAL DIRECTORS – PRE-NEED CONTRACTS**

Requiring that specified disclosure statements in pre-need contracts inform a buyer whether the contract is a guaranteed contract or nonguaranteed contract; providing that if specified disclosures are made, pre-need contracts may be guaranteed contracts or nonguaranteed contracts and may include cash advance items that are not guaranteed; etc.

EFFECTIVE JULY 1, 2014

HO, § 7-405 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 416 Senator Astle**HEALTH MAINTENANCE ORGANIZATIONS – PAYMENTS TO
NONPARTICIPATING PROVIDERS – REPEAL OF TERMINATION
DATE**

Repealing the termination date of specified provisions of law requiring health maintenance organizations to pay nonparticipating providers for specified services at specified rates.

EFFECTIVE OCTOBER 1, 2014

Chapter 664 of the Acts of 2009, § 2 - amended

Assigned to: Finance

SB 417 Senator DeGrange**SALES AND USE TAX – TAX-FREE WEEKEND – EXEMPTION FOR
LIGHT-EMITTING DIODE (LED) LIGHTS**

Adding light-emitting diode (LED) light bulbs to the list of Energy Star products exempt from the sales and use tax during President's Day weekend each year.

EFFECTIVE JULY 1, 2014

TG, § 11-226(a) - amended

Assigned to: Budget and Taxation

SB 418 Senator Middleton**DEVELOPMENTAL DISABILITIES ADMINISTRATION – LOW
INTENSITY SUPPORT SERVICES – FUNDING**

Lowering the funding cap on low intensity support services provided to specified individuals each fiscal year through the Low Intensity Support Services Program in the Developmental Disabilities Administration.

EFFECTIVE OCTOBER 1, 2014

HG, § 7-717 - amended

Assigned to: Finance

SB 419 **Senator Manno, et al****LIBRARIES – MARYLAND LIBRARY FOR THE BLIND AND PHYSICALLY HANDICAPPED – FUNDING**

Authorizing the State Department of Education to include operating funds for the Maryland Library for the Blind and Physically Handicapped in its budget; requiring the Maryland Library for the Blind and Physically Handicapped to receive a specified amount of funding each year; requiring the Department to disburse funds to the Maryland Library for the Blind and Physically Handicapped; etc.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2014

ED, § 23-205 - amended

Assigned to: Budget and Taxation

SB 420 **Senator Edwards****ALCOHOLIC BEVERAGES – GARRETT COUNTY – BEER FESTIVAL LICENSES**

Authorizing a holder of a beer festival license in Garrett County to display and sell beer that is manufactured and processed in any state and distributed in Maryland when the application for the beer festival license is filed.

EFFECTIVE JULY 1, 2014

Art. 2B, § 8-807 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 421 **Senator Kittleman****GENERAL ASSEMBLY – HOUSING ALLOWANCE – RESTRICTION ON USE**

Prohibiting a member of the General Assembly whose residence is located less than 50 miles from the State House from using the General Assembly housing allowance to pay for housing except under specified circumstances.

EFFECTIVE OCTOBER 1, 2014

SG, § 2-109 - added

Assigned to: Senate Rules

SB 422 Senator Kittleman**PUBLIC ETHICS LAWS – MEALS – REGULATED LOBBYIST REPORTING REQUIREMENTS**

Requiring a regulated lobbyist that invites members of a legislative unit of the General Assembly to a meal during the legislative session to file a specified report with the State Ethics Commission, on or before June 30 of each year, disclosing the name of each member of the legislative unit of the General Assembly who consumed food and beverages at the meal; and specifying the contents of the report.

EFFECTIVE OCTOBER 1, 2014

SG, § 15-704 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 423 Senator Kasemeyer, et al**TAX OVERPAYMENT – INTEREST ON REFUNDS**

Altering the day on which interest begins to accrue on specified taxpayer refunds of specified tax payments; requiring a tax collector to pay interest on specified taxpayer refunds beginning on the date of the overpayment if the overpayment is attributable to an error or a mistake of the State or a unit of the State government; etc.

EFFECTIVE JULY 1, 2014

TG, § 13-603 - repealed and added

Assigned to: Budget and Taxation

SB 424 Howard County Senators**CREATION OF A STATE DEBT – HOWARD COUNTY – SHADED STRUCTURES FOR PLAYGROUNDS HO. CO. 7–14**

Authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of shaded structures for playgrounds, located in Howard County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2014

Assigned to: Budget and Taxation

SB 425 Howard County Senators

CREATION OF A STATE DEBT – HOWARD COUNTY – HISTORIC BELMONT PROPERTY AND HISTORIC GARDEN RESTORATION HO. CO. 6–14

Authorizing the creation of a State Debt not to exceed \$125,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Historic Belmont Property and Garden, located in Howard County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2014

Assigned to: Budget and Taxation

SB 426 Howard County Senators

CREATION OF A STATE DEBT – HOWARD COUNTY – HEAD START PROGRAM RETROFITTING HO. CO. 5–14

Authorizing the creation of a State Debt not to exceed \$200,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for the acquisition, planning, design, construction, repair, renovation, reconstruction, retrofitting, and capital equipping of the Head Start Program facilities, located in Howard County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2014

Assigned to: Budget and Taxation

SB 427 Howard County Senators

CREATION OF A STATE DEBT – HOWARD COUNTY – DAY RESOURCE CENTER HO. CO. 4–14

Authorizing the creation of a State Debt not to exceed \$575,000, the proceeds to be used as a grant to the County Executive and County Council of Howard County for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of the Day Resource Center, located in Howard County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2014

Assigned to: Budget and Taxation

SB 428 Senator King**CRIMINAL LAW – GAMING – HOME GAMES**

Allowing a person to conduct a home game that is a game of chance or skill involving wagering that is conducted in a person's home and allows a player to compete directly against one or more other players; prohibiting a person from conducting a home game involving a player's use of an electronic device that connects to the Internet; and prohibiting a person from benefiting financially in any way, directly or indirectly, other than from specified winnings.

EFFECTIVE OCTOBER 1, 2014

CR, §§ 12-102(a) and 13-203 - amended

Assigned to: Judicial Proceedings

SB 429 Senator King, et al**VEHICLE LAWS – INTERCOUNTY CONNECTOR – MAXIMUM SPEED LIMIT**

Increasing to 65 miles an hour the maximum speed limit on the Intercounty Connector.

EFFECTIVE OCTOBER 1, 2014

TR, § 21-801.1(g) - added

Assigned to: Judicial Proceedings

SB 430 Senators King and Miller**LIBRARIES – REGIONAL RESOURCE CENTERS AND COUNTY PUBLIC LIBRARIES – FUNDING**

Altering the per capita dollar amount in specified fiscal years that is required to be provided to each regional resource center and county public library system participating in the State's library program.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2014

ED, §§ 23-205(c) and 23-503((b)(1) - amended

Assigned to: Budget and Taxation

SB 431 Senator Getty, et al**EDUCATION – BRIDGE TO EXCELLENCE – STATE HOLD-HARMLESS REQUIREMENT**

Providing a grant to specified county boards of education in specified fiscal years if total direct education aid in the current fiscal year is less than in the prior fiscal year; and declaring it is the intent of the General Assembly that no county board of education receive less State direct education aid in the current fiscal year than in the prior fiscal year until after the completion of a specified study.

This bill requires a mandated appropriation in the annual budget bill.

EFFECTIVE JULY 1, 2014

ED, § 5-202(i) - amended

Assigned to: Budget and Taxation

SB 432 Senator Pugh, et al**DEPARTMENT OF HEALTH AND MENTAL HYGIENE – DATABASE OF DIRECT ACCESS EMPLOYEES – ESTABLISHMENT**

Requiring the Department of Health and Mental Hygiene to establish a database of direct access employees; requiring the database to include specified information on all direct access employees in the State; establishing the purpose of the database; requiring each adult dependent care program to submit to the Department, for inclusion in the database, specified information on each newly hired direct access employee and periodically update the information; etc.

EFFECTIVE OCTOBER 1, 2014

HG, §§ 19-19A-01 through 19-19A-04 - added

Assigned to: Finance

SB 433 Senator Dyson**PUBLIC HEALTH – NEWBORN SCREENING PROGRAM – LYSOSOMAL STORAGE DISORDERS**

Requiring that the Department of Health and Mental Hygiene's Newborn Screening Program include screening for specified Lysosomal Storage Disorders.

EFFECTIVE OCTOBER 1, 2014

HG, § 13-111 - amended

Assigned to: Finance

SB 434 Senator Frosh, et al**PEACE ORDERS AND PROTECTIVE ORDERS – EXTENSIONS**

Requiring the court, if a motion to extend the term of a final peace order or a final protective order is filed during the term of the order, to hold a hearing within 30 days after the motion is filed; and requiring the court, if the hearing is scheduled after the original expiration date of the order, to extend the order and keep the terms of the order in full force and effect until the hearing.

EFFECTIVE OCTOBER 1, 2014

CJ, § 3-1506(a) and FL, § 4-507(a) - amended

Assigned to: Judicial Proceedings

SB 435 Senator Frosh, et al**CIVIL ACTIONS – DAMAGES FOR CRIMES AGAINST VULNERABLE OR ELDERLY ADULTS – STANDING**

Authorizing the Attorney General to bring a civil action for damages against a person who violates specified provisions of criminal law on behalf of a specified person; providing that a specified criminal conviction is not a prerequisite for maintenance of an action under the Act; providing that the Attorney General may recover specified damages under the Act; etc.

EFFECTIVE JULY 1, 2014

CJ, § 3-1901 - added

Assigned to: Judicial Proceedings

SB 436 Senator Frosh**LAW ENFORCEMENT OFFICER BILL OF RIGHTS – HEARING BOARD – EXCLUSION OF EVIDENCE**

Requiring a specified hearing board to exclude specified evidence obtained during an investigation or interrogation by a law enforcement agency of a law enforcement officer under specified circumstances.

EFFECTIVE OCTOBER 1, 2014

PS, § 3-107(f) - amended

Assigned to: Judicial Proceedings

SB 437 Senator Frosh**NONRESIDENT RECREATIONAL FISHING AND CRABBING
LICENSES – OYSTER RESTORATION SURCHARGE**

Authorizing the Department of Natural Resources to require a nonresident to pay a surcharge in addition to any license fees imposed under specified laws and regulations for specified recreational fishing and crabbing licenses; requiring the Department to establish the amount of the surcharge by regulation; requiring all surcharges collected under the Act to be credited to the Fisheries Research and Development Fund and used only for oyster restoration activities; etc.

EFFECTIVE OCTOBER 1, 2014

NR, § 4-209 - amended and § 4-1020.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 438 Senator Mathias**MUNICIPAL ELECTIONS – INCLUSION OF OFFICES AND
QUESTIONS ON THE STATE BALLOT**

Authorizing a municipality to request that the State Board of Elections include specified offices and questions on a specified ballot; requiring the State Board, under specified circumstances, to include specified offices and questions for a municipality at the end of a ballot and arrange them in a specified order; etc.

EFFECTIVE JULY 1, 2014

LG, § 4-108.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 439 Senator Mathias**CREATION OF A STATE DEBT – SOMERSET COUNTY – JANES
ISLAND PROJECT**

Authorizing the creation of a State Debt not to exceed \$370,000, the proceeds to be used as a grant to the Mayor and City Council of the City of Crisfield for the acquisition, planning, design, construction, repair, renovation, reconstruction, and capital equipping of Janes Island, located in Somerset County; providing for disbursement of the loan proceeds, subject to a requirement that the grantee provide and expend a matching fund; etc.

EFFECTIVE JUNE 1, 2014

Assigned to: Budget and Taxation

SB 440 Senator Mathias**SOMERSET COUNTY – SERVICE AWARD PROGRAM FOR EMERGENCY MEDICAL SERVICES AND FIRE AND RESCUE PERSONNEL**

Authorizing the Board of County Commissioners for Somerset County to establish and fund a volunteer service award program for qualified members of volunteer fire departments, ambulance companies, and rescue squads.

EFFECTIVE JULY 1, 2015

PS, § 7-212.1 - added

Assigned to: Education, Health, and Environmental Affairs

SB 441 Senator Mathias**WORCESTER COUNTY – BINGO BOARD – REPEAL**

Abolishing the Worcester County Bingo Board; providing that the Worcester County Department of Development Review and Permitting take the place of the Bingo Board and adopt regulations to administer and enforce the bingo laws in the county; requiring the Department to exercise control and supervision over all games of bingo; requiring a specified representative to consult with the Department and to send specified materials to the Department by a specified date; etc.

EFFECTIVE OCTOBER 1, 2014

CR, §§ 13-2605, 13-2606, and 13-2608 through 13-2615 - amended and § 13-2607 - repealed

Assigned to: Budget and Taxation

SB 442 Senator Colburn**VEHICLE LAWS – LAW ENFORCEMENT VEHICLES – TINTED WINDOWS**

Exempting a vehicle used by a law enforcement agency from a prohibition against affixing specified tinting materials to a vehicle's windows.

EFFECTIVE OCTOBER 1, 2014

TR, § 22-406(i) - amended

Assigned to: Judicial Proceedings

SB 443 Senator Colburn**VEHICLE LAWS – HIDDEN COMPARTMENTS – PROHIBITION AND PENALTIES**

Prohibiting a person from knowingly creating, building, or installing a specified hidden compartment in a motor vehicle; prohibiting a person from knowingly owning or operating a motor vehicle that contains a specified hidden compartment; authorizing the seizure of specified motor vehicles involved in a violation of the Act; requiring the forfeiture of specified motor vehicles seized under the Act; etc.

EFFECTIVE OCTOBER 1, 2014

TR, §§ 22-419 and 27-101(ff) - added

Assigned to: Judicial Proceedings

SB 444 Senators Colburn and Hershey**FAMILY LAW – DENIAL OF CUSTODY OR VISITATION – SEXUAL ABUSE OF A MINOR**

Prohibiting a court, except under specified circumstances or unless good cause for the award of custody or visitation is shown, from awarding custody of a child or visitation with a child to a parent who has been found guilty of sexual abuse of a minor; clarifying that specified provisions of law may not be construed to require a conviction of a party for a crime before a determination by the court regarding custody or visitation under specified circumstances; and applying the Act prospectively.

EFFECTIVE OCTOBER 1, 2014

FL, § 9-101.2 - amended

Assigned to: Judicial Proceedings

SB 445 Senator Colburn**ALCOHOLIC BEVERAGES – MICRO-BREWERIES – ANNUAL PRODUCTION LIMIT**

Increasing to 60,000 the limit on the number of barrels of malt beverages that a micro-brewery may collectively brew, bottle, or contract for in a calendar year.

EFFECTIVE JULY 1, 2014

Art. 2B, § 2-208(c)(1) - amended

Assigned to: Education, Health, and Environmental Affairs

SB 446 **Senator Conway, et al****COMMISSION ON ACCESSIBILITY CONCEPTS IN COMPUTER SCIENCE, INFORMATION SYSTEMS, AND INFORMATION TECHNOLOGY PROGRAMS IN HIGHER EDUCATION**

Establishing the Commission on Accessibility Concepts in Computer Science, Information Systems, and Information Technology Programs in Higher Education; providing for the composition, chair, and staffing of the Commission; prohibiting a member of the Commission from receiving specified compensation, but authorizing the reimbursement of specified expenses; requiring the Commission to study and make recommendations regarding specified matters relating to Web accessibility in higher education coursework; etc.

EFFECTIVE JULY 1, 2014

Assigned to: Education, Health, and Environmental Affairs

SB 447 **Senator Conway****PUBLIC ETHICS – MEMBERS OF THE GENERAL ASSEMBLY – PRESUMPTION OF A CONFLICT – CLIENTS**

Altering the definition of “close economic association” in the Public Ethics Law to include the client of a legislator or a client of a partnership, limited liability partnership, or limited liability corporation in which the legislator has invested capital or owns an interest; and generally relating to public ethics, members of the General Assembly, and presumptions of conflicts.

EFFECTIVE OCTOBER 1, 2014

GP, § 5-512 - amended

Assigned to: Education, Health, and Environmental Affairs

SB 448 **Senator Conway****STATE BOARD OF PROFESSIONAL COUNSELORS AND
THERAPISTS – CEASE AND DESIST ORDERS AND PENALTIES FOR
MISREPRESENTATION AND PRACTICING WITHOUT A LICENSE**

Authorizing the State Board of Professional Counselors and Therapists to issue cease and desist orders or obtain injunctive relief for violations of specified provisions of law; altering a specified penalty; providing that a person who violates specified provisions of law is subject to a civil fine not exceeding \$50,000 to be assessed by the Board in accordance with specified regulations; and requiring the Board to pay specified penalties into the State Board of Professional Counselors and Therapists Fund.

EFFECTIVE OCTOBER 1, 2014

HO, §§ 17-513 and 17-604 - amended

Assigned to: Education, Health, and Environmental Affairs